

**An Act to Implement the Recommendations of the Office of Program Evaluation and
Government Accountability and the Government Oversight Committee Regarding Child
Development Services**

Pursuant to 3 MRSA §997, sub-§2, be it enacted by the People of the State of Maine as follows:

Part A

Sec. A-1. 20-A MRSA §7209, sub-§4 paragraph D is amended to read:

A. To administer the state intermediate educational unit established under subsection 3 and programs established under subsection 3-A. The director shall develop operating policies and establish organizational and operational procedures that include supervision, monitoring, data and accountability structures;

Sec. A-2. 20-A MRSA §7209, sub-§4 paragraph D is amended by striking the entire paragraph and replacing it with:

D. To report annually by February 15 to the council, the joint standing committee of the Legislature having jurisdiction over education and cultural affairs, and the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs on the performance of the Child Development Services System. This report must be publicly posted on the website of the department. The report:

(1) **Financial Information.** Must include the following financial information for the Child Development Services System in total and separately for the services provided to eligible children aged birth through two years old and aged three through five years old when appropriate.

(a) Actual expenses versus budget for each of the last three fiscal years for each regional site, the central office and total system by function to include case management, direct services, and administration.

(b) Actual expenses versus budget for each of the last three fiscal years for each regional site, the central office and total system by expense type to include salaries, benefits, contracted services and transportation.

(c) Actual revenues received versus budget for each of the last three fiscal years by revenue source.

(d) Total dollar value of MaineCare claims paid through the Department of Health and Human Services for each of the last three fiscal years for services established in children's Individualized Education Plans or Individualized Family Service Plans that were billed directly to MaineCare by contracted service providers.

(2) **Children Served and Services Provided.** Must include the following data for the Child Development Services System in total and separately for the services provided to eligible children aged birth through two years old and aged three through five years old when appropriate. Must

include a discussion of any notable variations in this data among regional sites and any notable year to year trends over the past five years.

(a) Number of children referred to Child Development Services System in the prior year by referral source, including the screening programs in Title 22, sections 1532, 8824 and 8943, and the percent of children referred found eligible for services.

(b) Number of new children entering the program in the prior year categorized by primary disability.

(c) Number of children exiting the program in the prior year categorized by primary disability and exit reason.

(d) Number of children transitioning in the prior year from early intervention services for children aged birth through two years to special education and related services for children aged three through five years

(e) Unduplicated count of children receiving Direct Services as of December 1st in the prior year.

(f) Number of children who received Direct Services in the prior year by regional site and in total for the System categorized by primary disability

(g) For each primary disability category, the number of children that received, in the prior year, each primary type of therapy or service

(h) Percent of children receiving Direct Services in the prior year who had MaineCare coverage for all or some of the services specified in their Plans, and the percent of children receiving Direct Services in the prior year who had private insurance coverage for all or some of the services specified in their Plans

(3) Service Delivery Methods. Must include a listing of the regional sites and their locations and the following data for the Child Development Services System in total and by regional site. Must include a discussion of any notable variations in these statistics among regional sites and any notable year to year trends over the past five years.

(a) Total number of employees by function and number of new employees hired in past year by function

(b) Number of private providers contracted with the Child Development Services System to provide Direct Services, including transportation services, and the number of contracted providers delivering services of each type in each regional site in the prior year

(c) Number of children receiving Direct Services in the prior fiscal year provided by Child Development Services System employees and number of children receiving Direct Services in the prior year provided by contracted private providers

(d) Number of pre-school or daycare programs operated by each regional site, average enrollment in each program, percent of enrollees that are children receiving services under Individualized Education Plans or Individualized Family Service Plans, and annual expenses and revenues for the past year associated with the programs in each site

(e) Number of children receiving Direct Services in the prior year while placed in pre-school programs operated by public school systems.

(4) **Key Performance Indicators.** Must include statistics and discussion of the following Child Development Services System-performance measures for the prior year including discussion of any notable variations in these measures among regional sites and any notable year to year trends over the past five years.

(a) Measures of compliance with key federal requirements related to timeliness, quality and effectiveness of service as defined in required annual federal reporting under the Individuals with Disabilities Education Act

(b) Measures of compliance with key state requirements related to timeliness, quality and effectiveness of service as defined in statute and rules

(c) Measures of productivity for System employees providing case management and direct services to children

(d) Measures of per unit costs to include: average cost of delivered services per child by primary disability type; average cost per unit of each type of therapy or service delivered by CDS staff; and average cost per unit of each type of therapy or service delivered by contracted providers

(e) Any other performance goals and measures established by the System to monitor effectiveness, efficiency and cost of the program.

(5) **Interagency Coordination.** Must include a discussion of efforts the Child Development Services System has undertaken to coordinate with other entities and maximize the usage of a broad base of community resources including private providers, public schools, resources from other agencies and other available resources serving families and children aged birth to five years.

(6) **Emerging Trends and Challenges.** Must include a discussion of current and emerging trends and challenges that are impacting, or are expected to impact, costs, services or service delivery methods of the Child Development Services System.

Sec. A-3. 20-A MRSA §7209, sub-§4 paragraph E is enacted to read:

E. To provide the following data by the 20th day of the each month to the Legislature's Office of Fiscal and Program Review, either through a monthly report or through electronic access to the computer systems and applications where the raw data is stored, for each regional site and the Central Office:

(1) Monthly actual and budgeted revenue by funding source for the prior month

(2) Monthly actual and budgeted expenditures by funding source and by expenditure category for the prior month